

#3



PATENT APPLICATION  
Docket No.: 4000.2.96  
Digeo Ref. No.: 559

## ***DECLARATION, POWER OF ATTORNEY AND PETITION***

We, Robert E. Novak, James K. Okamoto, and Kory D. Christensen, declare: that we are citizens of the United States of America; that our residences and post office addresses are 11706 114th PL NE, Kirkland, Washington 98034, 20070 Karn Circle, Saratoga, California 95070, and 757 East 1000 South, Kaysville, Utah 84037, respectively; that we verily believe we are the original, first, and joint inventors of the subject matter of the invention or discovery entitled METHOD AND SYSTEM FOR DISTRIBUTING PERSONALIZED EDITIONS OF MEDIA PROGRAMS USING BOOKMARKS, for which a patent is sought and which is described and claimed in the specification filed in the United States Patent and Trademark Office as Serial No. 10/010,736 on December 6, 2001; that we have reviewed and understand the contents of the above-identified specification, including the claims; and that we acknowledge the duty to disclose all information known to us to be material to patentability as defined in Section 1.56 of Title 37 of the Code of Federal Regulations.

We declare further that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the application or any patent issuing thereon.

We hereby appoint as our attorneys and/or patent agents those individuals associated with U.S. Patent and Trademark Office Customer No. 21552, as well as P.G. Scott Born, Reg. No. 40,523, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. All correspondence and telephonic communications should be directed to Kory D. Christensen at the address associated with Customer No. 21552.

Wherefore, we pray that Letters Patent be granted to us for the invention or discovery described and claimed in the foregoing specification and claims, declaration, power of attorney, and this petition.

Signed at \_\_\_\_\_, \_\_\_\_\_, this \_\_\_\_\_ day of  
(City) (State)  
\_\_\_\_\_, 2002.

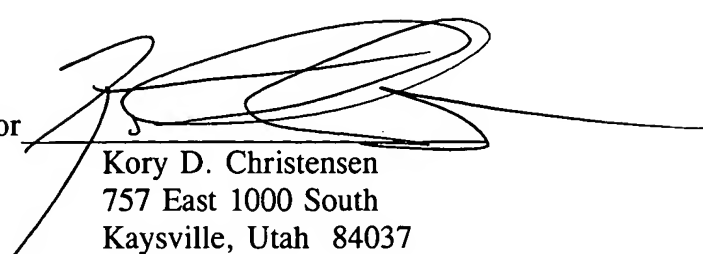
Inventor \_\_\_\_\_  
Robert E. Novak  
11706 114th PL NE  
Kirkland, Washington 98034

Signed at Saratoga, CA, this 14<sup>th</sup> day of  
(City) (State)  
January, 2002.

Inventor James K. Okamoto  
James K. Okamoto  
20070 Karn Circle  
Saratoga, California 95070

Signed at Salt Lake City, Utah, this 4th day of  
(City) (State)  
April, 2002.

Inventor



Kory D. Christensen  
757 East 1000 South  
Kaysville, Utah 84037

c:\corr\020110.04

Express Mail Label No. EU070055340US

PATENT APPLICATION

Docket No.: 4000.2.96

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Novak et al.

Serial No.: 10/010,736

Filed: December 12, 2001

Title: METHOD AND SYSTEM FOR DISTRIBUTING  
PERSONALIZED EDITIONS OF MEDIA PROGRAMS  
USING BOOKMARKSArt Unit  
2643DECLARATION OF BONITA R. GLADDEN IN SUPPORT OF  
PETITION UNDER 37 C.F.R. § 1.47

1. I am an intellectual property paralegal at **digeo, inc.**, and have served in this position during all of the events relevant to this petition.

2. Robert E. Novak, an applicant in the above-identified application, terminated his employment with **digeo, inc.**, on or about November 16, 2001.

3. By virtue of his employment agreement, Mr. Novak agreed to assign the above-identified application to **digeo, inc.**

4. Since his departure, Mr. Novak has been largely uncooperative in signing and returning patent documents and in returning telephone calls and emails.

5. Mr. Novak's last known address is as follows:

602 Valeri Ruth Court  
Santa Clara, CA 95080

6. I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true. I make these statements with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both (18 U.S.C. 1001) and may jeopardize the validity of the application or any patent issuing thereon.

DATED this 4/4, April 2002.

Respectfully submitted,

  
BONITA R. GLADDEN